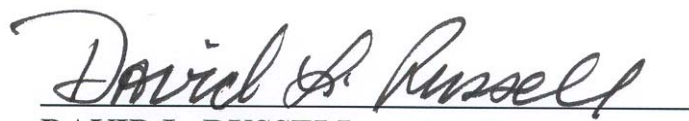


Before the Court is Plaintiff's Application for Award of Attorney's Fees Under the Equal Access to Justice Act ("EAJA"), 28 U.S.C. § 2412. *See* Doc. 30. Plaintiff seeks EAJA attorneys' fees in the amount of \$5,429.60. Defendant has filed no objection or response to Plaintiff's motion. The Court finds that Plaintiff is the prevailing party herein; that Defendant has not demonstrated that her position herein was substantially justified; that Plaintiff's net worth does not and did not at the time this action was filed exceed \$2,000,000; that there are no special circumstances that would make an EAJA award unjust; and that the amount of time expended, the hourly fees, and the total fees sought are reasonable. Therefore, Plaintiff's motion for EAJA attorneys' fees in the amount of \$5,429.60 is GRANTED. In the event the EAJA fees awarded to Plaintiff are paid to Plaintiff's counsel and Plaintiff's counsel later recovers fees pursuant to 42 U.S.C. § 406(b), Plaintiff's counsel shall refund the smaller award of attorneys' fees to Plaintiff.

IT IS SO ORDERED this 4th day of June, 2019.

A handwritten signature in black ink, reading "David L. Russell", written over a horizontal line.

DAVID L. RUSSELL

UNITED STATES DISTRICT JUDGE